THE HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.3796 of 2006

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Dated: March 2, 2006

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Between:

Satyanarayana Sharma, S/o. Ambalal,
aged about 39 years, Occ: Constable (Driver),
Group Center, Central Reserve Police Force,
Chandrayanagutta, Hyderabad, resident of
Hyderabad.

… Petitioner

And

Central Reserve Police Force (CRPF)
represented by its Deputy Inspector General
of Police, Chandrayangutta, Hyderabad,
and another.

… Respondents

Order:

The petitioner, who is a Constable working in Central Reserve Police Force, Group Center, Hyderabad, questions the order dated

25-02-2006, transferring his services to 12th Battalion, Udhampur, Jammu & Kashmir.

2. The only ground on which the petitioner is questioning the impugned order is that his children, who are studying in the schools in Hyderabad, would be disturbed in the middle of the academic year and their education would be affected. It is stated that some others who are posted in Hyderabad for longer period than that of the petitioner are not disturbed, and only the petitioner is being disturbed. The scope of interference in such petitions filed under Article 226 of the Constitution of India, is very limited to the extent of jurisdiction, etc.

3. On instructions, learned Standing Counsel for the respondents submits that the children of the petitioner, who are studying in schools in Hyderabad, will not be disturbed from the accommodation/quarter in which they are living, till the end of the academic year. He further submits that the services of the petitioner are immediately required at the place where he is posted.

4. As much as the impugned order is questioned only on the ground that the children of the petitioner are studying in the schools in Hyderabad, and are in midstream of the academic year, only limited relief can be granted to the petitioner, i.e. the accommodation/quarter that has been provided to the petitioner shall be continued till the end of May, 2006. But, there are absolutely no grounds to declare the impugned order of transfer as invalid.

5. In that view of the matter, I dispose of the Writ Petition directing the respondents to allow the petitioner to continue in the accommodation/quarter granted to him, till the end of May, 2006. But, however, it is made clear that the transfer order can be given effect to immediately.

6. Subject to the above directions, the Writ Petition is disposed of.

JUSTICE R. SUBHASH REDDY.

March 2, 2006

MRR